

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

**RICHARD SOMERVILLE,**

**Plaintiff,**

**v.**

**NCO FINANCIAL SYSTEMS, INC.,**

**Defendant.**

**CASE NO. 2:12-CV-00558-AB**

**JOINT STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff, Richard Somerville, and Defendant, NCO Financial Systems, Inc. (“NCO”), hereby jointly stipulate to the dismissal without prejudice of the within action against NCO, with each side to bear its own fees and costs; and further stipulate that the Statute of Limitations for plaintiff’s claim shall be tolled from today’s date until December 31, 2012.

Dated: October 1, 2012

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**CERTIFICATE OF SERVICE**

I certify that on this 1<sup>st</sup> day of October, 2012, a copy of the foregoing Joint Stipulation of Dismissal was filed electronically in the ECF system. Notice of this filing will be sent to the parties of record by operation of the Court's electronic filing system, including plaintiff's counsel as described below. Parties may access this filing through the Court's system.

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By: /s/ Ross S. Enders  
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**CERTIFICATE OF SERVICE**

I certify that on this 17<sup>th</sup> day of September 2012, a copy of the foregoing Joint Stipulation of Dismissal was filed electronically in the ECF system. Notice of this filing will be sent to all parties, listed below, by operation of the Court's electronic filing system.

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